IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION (LODGING) NO.3068 OF 2004

Mahesh Rajesham Bale Petitioner

versus

State of Maharashtra and others Respondents

Mr.R.K.Mendadkar with Mrs.Helen Koli-Mandlik, adv. for petitioner.

Mr.R.M.Sawant, GP for respondents.

CORAM : H.L.GOKHALE AND
S.C.DHARMADHIKARI, JJ.

DATE : 11th February 2005

PC :

1. Heard Mr.Mendadkar in support of this petition. Mr.Sawant, Government Pleader appears for respondents. Petitioner has been admitted on a reserved seat to the respondent no.4 Engineering College. Petitioner has a caste certificate issued in the year 2001 but could not get the claim validated from the Committee within the time stipulated. On 27th October 2004 respondent no.4 directed that since the validity certificate was not obtained the admission will stand cancelled.

2. On filing this petition an ad-interim order was passed by the Vacation Judge on 10th November 2004 in terms of prayer clause (c) whereby cancellation of admission has been stayed qua the petitioner. All that is necessary is that the validity of the caste certificate should be decided at the earliest. In the circumstances we direct the Committee to decide the same at the earliest and in any case within three months. Mr.Mendadkar states that the petitioner will appear before the Committee on 4th March 2005 and remain present as and when required by the committee. Needless to state that the petitioner will continue in his education and will be permitted to appear for the examination during this intervening period. We further clarify that in the event the decision of the committee goes against the petitioner, the same will not be acted upon for a period of two weeks after it is served on the petitioner. Petition is disposed of.

(H.L.GOKHALE, J.)

(S.C.DHARMADHIKARI, J.)